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PART II—Section 4

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

S.R.O. 347, dated 3rd Dec. 1959.—The following draft of further amendments to the Military Lands and Cantonments Service (Class I and Class II) Rules, 1951, which the Central Government proposes to make in exercise of the powers conferred by clause (cc) of sub-section (2) of section 280 of the Cantonment Act, 1924 (2 of 1924), is hereby published as required by sub-section (1) of the said section for the information of all person likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 12th January 1960.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

Draft Amendments

In the said rules:—

(1) in rule 5, for clause (c), the following clause shall be substituted namely:—

“(c) Promotions to Class II cadre of the Service will be made in order of merit, on the basis of a qualifying examination and the recommendations of a Departmental Promotion Committee appointed by Government, as per syllabus and conditions detailed in Appendix ‘B’, from the Class III staff of the Military Lands and Cantonments Service

and employees of Cantonment Boards having the service and educational qualifications indicated below:

Provided that in the case of persons above the age of 45 years who are otherwise eligible, no such examination shall be necessary and such promotions may be made on the basis of merit as assessed by the Departmental Promotion Committee.

Category	Length of Service	Minimum Educational Qualification
(1) Class III staff of the Military Lands & Cantonments Service.		
Superintendents.	10 years total service.	
Head Clerks, Upper Div. Clerks and SDOs.	15 years total service.	
(2) Employees of Cantonment Boards.		Matriculation or equivalent Examination of a recognised University.
Heads of Branches of Cantonment Boards such as Head Clerks, Accountants, Sanitary Superintendents, Octroi Superintendents, Revenue and Tax Superintendents.	15 years total service.	

A selected candidate will be promoted to the Class II cadre of the Service in a temporary capacity only and will be eligible for confirmation therein only on his passing the departmental examination prescribed in the Appendix 'B' to these rules within two years from the date of his promotion to such cadre. If an officer does not pass the said examination within the said period, Government may, in its discretion, either revert him or extend the said period by such further period or periods not exceeding one year in the aggregate as it thinks fit.

(2) for rule 14, the following rule shall be substituted, namely:—

"14. Class I officers (Grade I) will normally be appointed as Deputy Assistant Directors, Military Estate Officers and Executive Officers of such Class I Cantonments as may be determined from time to time by the Government to be senior scale charges. All other Class I and Class II officers will normally be appointed as Executive Officers of the remaining Cantonments.";

(3) in rule 15, sub-rule (2) shall be omitted and existing sub-rule (3) re-numbered as sub-rule (2);

(4) the existing Appendix shall be renumbered as Appendix 'A' and after Appendix 'A' as so renumbered, the following shall be added as Appendix 'B', namely:—

APPENDIX 'B'

[See rule 5(c)]

Syllabus and conditions of the departmental qualifying examination for promotion to Class II of the Military Lands and Cantonments Service.

Syllabus

Paper I—General knowledge. Precis writing including appreciation of a case and discussion of any one of the problems facing Cantonment administration—100 marks.

Paper II—The Cantonments Act, 1924, The Cantonment Fund Servants Rules, 1937 and the Cantonment Account Code, 1924—100 marks.

Paper III—Cantonment Land Administration Rules, 1937 and Fundamental Rules—100 marks.

Conditions

- (1) The examination will be conducted under the control of Director, Military Lands and Cantonments.
- (2) Eligible candidates shall notify their intention to appear in the qualifying examination to Director, Military Lands and Cantonments at least eight weeks before the date announced for the commencement of the examination.
- (3) Candidates will be selected strictly in order of merit for consideration of the Departmental Promotion Committee."

A. KRISHNASWAMY AIYENGAR, Dy. Secy.

S.R.O. 348, dated 26th Nov. 1959.—In exercise of the powers conferred by section 191 of the Army Act, 1950 (46 of 1950), the Central Government hereby makes the following further amendments in the Army Rules, 1954, namely:—

In the said Rules:—

- (i) for the words "Commander-in-Chief", wherever they occur except in sub-rule (3) of rule 27, the words "Chief of the Army Staff" shall be substituted; and
- (ii) in sub-rule (3) of rule 27, for the words "Commander-in-Chief", the words "Chief of the Army Staff or any officer authorised by him in this behalf with the approval of the Central Government", shall be substituted.

S.R.O. 349, dated 1st Dec. 1959.—In exercise of the powers conferred by section 8 of the Army Act, 1950 (46 of 1950), the Central Government hereby cancels the notification of the Government of India in the Ministry of Defence No. S.R.O. 258, dated the 30th Aug. 1956.

S.R.O. 350, dated 1st Dec. 1959.—In exercise of the powers conferred by Section 16 of the Army and Air Force (Disposal of Private Property) Act, 1950 (40 of 1950), the Central Government hereby makes the following further amendment in the Army and Air Force (Disposal of Private Property) Rules, 1953, namely:—

In Rule 24 of the said Rules, for clause (c) the following clause shall be substituted, namely:—

"(c) in relation to the estates of persons, other than officers, subject to the Army Act, 1950 (i) Brigade or equivalent Commander or Military Attaché to the Indian Embassy at NEPAL or Recruiting Officer, KUNRAGHAT or Deputy Recruiting Officer, GHoom, in respect of persons domiciled in NEPAL, and (ii) Brigade or equivalent Commander in respect of others; and"

S. DEVANATH, Dy. Secy.

S.R.O. 351, dated 30th Nov. 1959.—In exercise of the powers conferred by sub-section (2) of section 12 of the National Cadet Corps Act, 1948 (31 of 1948), read with sub-rule (2) of rule 42 of the National Cadet Corps Rules, 1948, the Central Government hereby appoints Lt. Col. Jaithu Singh, Commander No. 14 Circle Cadet Corps to be a member of the State Advisory Committee of the National Cadet Corps for the State of Rajasthan and makes the following amendment in the notification of the Government of India in the Ministry of Defence, No. S.R.O. 389, dated the 17th November 1958, namely:—

In the said notification, for the entry "10. Lt. Col. Raj Singh, Commander No. 14 Circle Cadet Corps.", the entry "10. Lt. Col. Jaithu Singh, Commander No. 14 Circle Cadet Corps." shall be substituted.

S.R.O. 352, dated 30th Nov. 1959.—In exercise of the powers conferred by sub-section (2) of section 12 of the National Cadet Corps Act, 1948 (31 of 1948), read with sub-rule (2) of rule 42 of the National Cadet Corps Rules, 1948, the Central Government hereby appoints Gp. Capt. J. C. Verma, Commander No. 12 Circle Cadet Corps, to be a member of the State Advisory Committee of the National Cadet Corps for the State of Andhra Pradesh and makes the following further

amendment in the notification of the Government of India in the Ministry of Defence, No. S.R.O. 190, dated the 22nd May 1957, namely:—

In the said notification, for the entry "11. Wg. Cdr. P. J. Mathews, Commander No. 12 Circle Cadet Corps.", the entry "11. Gp. Capt. J. C. Verma, Commander No. 12 Circle Cadet Corps." shall be substituted.

S.R.O. 353, dated 24th Nov. 1959.—In exercise of the powers conferred by sub-section (2) of section 12 of the National Cadet Corps Act, 1948 (31 of 1948), read with sub-rule (2) of rule 42 of the National Cadet Corps Rules, 1948 and in supersession of the notification of the Government of India in the Ministry of Defence, No. S.R.O. 223, dated the 30th May 1958, the Central Government hereby appoints a State Advisory Committee of the National Cadet Corps for the State of Bombay consisting of the following persons, namely:—

1. The Minister of Education, the State of Bombay—(Chairman).
2. The Secretary to the Government of Bombay, Education Department.
3. The Vice-Chancellor, Bombay University, Bombay.
4. The Vice-Chancellor, Baroda University, Baroda.
5. The Vice-Chancellor, Nagpur University, Nagpur.
6. The Vice-Chancellor, Poona University, Poona.
7. The Vice-Chancellor, Gujarat University, Ahmedabad.
8. The Vice-Chancellor, Shrimati Nathibai Damodar Thakersey University, Bombay.
9. The Vice-Chancellor, Vallabh Vidyanagari, Anand, Bombay.
10. The Vice-Chancellor, Marathwada University, Aurangabad.
11. The Director of Education, Bombay State, Poona.
12. Lt. Col. Kamla Nand, GSO 1, HQ Bombay Area.
13. Shri N. G. Suru, Principal, Norosjee Wadia College, Poona.
14. Shri S. L. Pandhripande, Principal, Shri Binzani City College, Nagpur.
15. Sardar Laxman Singh, Principal, Guru Nanak High School, Bombay.
16. Shri J. D. Maru, Headmaster, Nawanagar High School, Jamnagar.
17. Comdr. J. D. Mody, I.N., Commander No. 1 Circle Cadet Corps.
18. Shri Ramanbhai G. Patel, M.A., B.T., D.P.E.D., Chhotabhai Purani Vyayam Mahavidyalaya, Rajpipla.
19. Shri K. R. Shirwadkar, Principal, People College, Nanded.
20. Shrimati Kusum Wankhede, M.A., Civil Lines, Nagpur.
21. Shrimati Sumati S. Morarjee, Scindia House, Dougall Road, Ballard Estate, Bombay.
22. Shri Naval H. Tata, Tata House, Waudby Road, Bombay.
23. The Deputy Secretary to the Government of Bombay, Finance Department.
24. The Deputy Director of Education, Bombay State, Poona.

M. M. SEN, Dy. Secy.

S.R.O. 354, dated 3rd Dec. 1959.—The following bye-laws for regulating the inspection and the giving of copies of the records and documents of the Dehu Road Cantonment Board, made by the said Board, in exercise of the powers conferred by clause (39) of Section 282 of the Cantonments Act, 1924 (2 of 1924), are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR REGULATING THE INSPECTION AND THE GIVING OF COPIES OF CANTONMENT RECORDS AND DOCUMENTS

1. Except as otherwise provided by or under the Cantonments Act, 1924, or by any other law in force, or hereunder, no copy of, or extract from any register, book, accounts, records or other documents belonging to or in the possession of the Cantonment Board, shall be given nor shall an inspection of any such register, book, accounts, record or other document be allowed to any person without the previous sanction in writing of the Executive Officer.

2. Except as aforesaid, every person wishing to inspect such (record or) document or to obtain any copy thereof or extract therefrom shall apply, in writing, to the Executive Officer stating clearly and correctly the description of such record or document.

3. Permission shall not be given for the inspection of any correspondence between the Board and the Central or State Government or any officer of the said Government or of any other document, the inspection of which is, in the opinion of the Cantonment Executive Officer, detrimental to the interest of the Board or of the Government or to which the party applying is not entitled to nor shall copies of or extracts from any such correspondence or documents be supplied.

4. Copy shall not be granted of a record, map or plan which has been printed or lithographed and published under the authority of the Government of India and is for sale to the general public.

5. Extract from a document shall not be given which, when read apart from the whole, is capable of mis-representing the purport, sense or any final order passed by the Board or any officer thereof.

6. The following charges shall be recovered and credited in advance to the Cantonment Fund:—

- (i) For inspection of any document or record other than a Minute Book or Assessment List—One rupee per hour or part thereof.
- (ii) For search of an index file register for the purpose of finding or tracing any documents—rupee one for each year's Index file register which has to be searched.
- (iii) (a) For copying or making extracts from any document or office record—rupee one per hundred words or part thereof.
 (b) If the original is in the tabular form—double the rate charged for (a).
 (c) For a certified true copy to one entry from the assessment list—Rupees two per entry.
- (iv) For a certified copy of a map or plan or any portion of a map or plan of any immovable property bearing a separate survey number—such charges not exceeding fifteen rupees and not less than two rupees as the Executive Officer may determine.
- (v) For supplying a certified copy of a birth or death or marriage entry—rupee one.
- (vi) For the supply of an extract from a property or building register of sites and transfers—rupees two and Naye Paise fifty only.
- (vii) For the supply of duplicate copy of a licence—rupee one.
- (viii) For attesting a copy of a document—Naye Paise fifty.
- (ix) For the supply of any other document not covered by the above—rupee one per page or part of a page of the register.
- (x) For supply of nerrick rates—Naye Paise fifty.

Provided that the District Soldiers Board shall not be charged fees for obtaining extracts from Cantonment Birth and Death registers maintained by the Cantonment Board when such entries are required for official purpose.

7. When an application is made for urgent copies, these if supplied within three days from the date of receipt of the application fees will be charged for at double the rate prescribed under bye-law 6.

8. No permission for inspection or for copy or extract will be granted unless payment of the charges is received in advance.

[No. 12/9/G/L&C/59.]

AHMEDABAD CANTONMENT—GRAZING BY-LAWS

S.R.O. 355, dated 2nd Dec. 1959.—In exercise of the powers conferred by clause (21) section 282 of the Cantonments Act, 1924 (2 of 1924), the Cantonment Board, Ahmedabad, hereby makes the following amendments in the Bye-laws regulating the grazing of animals within the limits of the Ahmedabad Cantonment published with the notification of the Government of India in the Ministry of Defence No. S.R.O. 351, dated the 20th September, 1957, the same having been previously

published and having been approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

Amendments

In the said bye-laws—

- (1) In bye-law 7(a), for the words "annas two" the words "annas four" shall be substituted, and
- (2) In bye-law 7(b), for the words brackets and figure "Rs. 5 (Rupees five) plus the value of the token" the words "annas four as aforesaid" shall be substituted.

[No. F. 53/29/G/L&C/57/1237-G/D(C&L).]

S.R.O. 356, dated 30th Nov. 1959.—The following amendments made by the Cantonment Board, St. Thomas Mount cum Pallavaram, in exercise of the powers conferred by clauses (16) and (39) of Section 282 and section 283 of the Cantonment Act, 1924 (2 of 1924), to the bye-laws published with the Government of Madras, Law (General) Department G.O. No. 2231, dated the 13th July, 1925 are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

Amendments

In the said bye-laws, under the heading 'bye-laws under Section 282',

1. in bye-law 13, for the words 'and except in accordance with such conditions as may be specified therein', the following shall be substituted, namely:—

"and such license may contain any condition which the Cantonment Board may deem fit to impose with respect to the following matters also

- (a) the medical inspection of the persons engaged in the business their vaccination and inoculation, when necessary and the cleanliness of their persons and clothing,
- (b) the maintenance in a clean and sanitary condition of the premises where the goods are prepared or sold and their protection against flies and other insects, rats and other vermin,
- (c) the utensils, vessels, coverings and other apparatus to be used in the business and their maintenance in a clean and sanitary condition,
- (d) the ingredients to be used in the manufacture or preparation of the goods and the places at which and the manner in which the goods may be exposed for sale,
- (e) the inspection and making of the goods, the attachment of labels or other means of identification thereto, the seasons during which perishable goods may not be sold, and the disposal of any goods found to be unwholesome,
- (f) the places at which, and the persons by whom, the license shall be kept and the person before whom it shall be produced",

2. In bye-law 14,

to the first sentence, the following proviso shall be added, namely:—

"Provided that the application submitted under clauses (a), (e), to (k), (p), (q) and (r) of section 210 of the Cantonments Act, 1924 shall be supported by physical fitness certificate (which should state clearly that the applicant and his workmen have been duly vaccinated and inoculated) obtained from a registered medical practitioner."

3. Under heading 'condition of licenses' (i) in clause (a), the following sub-clause shall be inserted at the end, namely:—

(11) The licensee shall wear clean aprons while engaged in the trade";

(ii) In clause (c), the existing condition shall be numbered as (1) and after condition (1) as so renumbered, the following conditions shall be inserted, namely:—

"(2) Flesh of pigs should not be hawked from door to door.

(3) Pork shall be sold in the premises approved by the Cantonment Executive Officer, or Cantonment Health Officer.

(4) Pork found unfit for human consumption will be confiscated and destroyed and the expenses recovered from the licensed vendor.

(5) No pig shall be slaughtered anywhere in the Cantonment except in the public slaughter house licensed under chapter XII of the Cantonments Act, 1924.

(6) Pork exposed for sale shall be kept in fly proof case";

(iii) for clause (e), the following clause shall be substituted, namely:—

“(e) Dealers in fire works, petroleum, kerosine oil or inflammable oil or spirit.

(1) No person shall use any building unless previously approved by the Executive Officer for the storage of more than 16 gallons of inflammable oil.

(2) No person shall be allowed to sell Kerosine Oil along with articles of food in a shop.

(3) Sufficient quantity of sand and water must be provided as a protection against fire.

(4) No naked light shall be lit in the place.

(5) The premises shall not be used for dwelling purposes.”

S.R.O. 357, dated 30th Nov. 1959.—In exercise of the powers conferred by sub-section (4) of section 26 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby directs that the existing electoral rolls in respect of Lucknow Cantonment shall continue in operation until the new electoral rolls are published.

[No. 29/48/G/L&C/57/3188-G/D(C&L).]

S.R.O. 358, dated 30th Nov. 1959.—In exercise of the powers conferred by sub-section (4) of section 26 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby directs that the existing electoral rolls in respect of Fatehgarh Cantonment shall continue in operation until the new electoral rolls are published.

[No. 29/40/G/57/3184-G/D(C&L).]

S.R.O. 359, dated 28th Nov. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Jullundur, by reason of the acceptance by the Central Government of the resignation of Major J. S. Guleria.

[No. 19/7/G/L&C/56.]

S.R.O. 360, dated 28th Nov. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the nomination of Lt. Col. M. L. Jagota, as a member of the Cantonment Board, Jullundur, vice Major J. S. Guleria resigned.

[No. 19/7/G/L&C/56.]

S.R.O. 361, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Jhansi, by reason of the acceptance by the Central Government of the resignation of Major N. N. Markanday.

[No. 19/10/G/L&C/56] -G/D(C&L).]

S.R.O. 362, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the nomination of Major Madan Lal, as a member of the Cantonment Board Jhansi, vice Major N. N. Markanday resigned.

[No. 19/10/G/L&C/56] -G/D(C&L).]

S.R.O. 363, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Kirkee, by reason of the acceptance by the Central Government of the resignation of Major V. S. Mandlik.

[No. 19/4/G/L&C/57] -G/D(C&L).]

S.R.O. 364, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the nomination of Major S. M. Ghatak, as a member of the Cantonment Board, Kirkee, vice Major V. S. Mandlik resigned.

[No. 194|G|L&C|57] -G|D(C&L).]

S.R.O. 365, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Kirkee, by reason of the acceptance by the Central Government of the resignation of Lt. Col. Prem Sharma.

[No. 194|G|L&C|57] -G|D(C&L).]

S.R.O. 366, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the nomination of Major M. M. Mandhle, as a member of the Cantonment Board, Kirkce, vice Lt. Col. Prem Sharma resigned.

[No. 194|G|L&C|57] -G|D(C&L).]

S.R.O. 367, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Saugor, by reason of the acceptance of the Central Government of the resignation of Shri K. L. Khare, Magistrate, 1st class.

[No. 19|10|G|L&C|55.]

S.R.O. 368, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that Shri J. R. Bedekar, Magistrate, 1st class, has been nominated, as a member of the Cantonment Board, Saugor, by the District Magistrate, Saugor, in exercise of the powers conferred under section 13(3)(b) *ibid.* vice Shri K. L. Khare, Magistrate, 1st class resigned.

[No. 19|10|G|L&C|55.]

S.R.O. 369, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Jutogh, by reason of the acceptance by the Central Government of the resignation of Major Kashmira Singh.

[No. 19|1|G|L&C|58] -G|D(C&L).]

S.R.O. 370, dated 1st Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the nomination of Major Sardul Singh, as a member of the Cantonment Board, Jutogh, vice Major Kashmira Singh resigned.

[No. 19|1|G|L&C|58] -G|D(C&L).]

S.R.O. 371, dated 3rd Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board, Kanpur, by reason of the acceptance by the Central Government of the resignation of Shri Mahesh Chandra.

[No. 19|5|G|L&C|56.]

S.R.O. 372, dated 3rd Dec. 1959.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that Shri Markanday Singh, Magistrate, 1st class, has been nominated, as a member of the Cantonment Board, Kanpur, by the District Magistrate, Kanpur, in exercise of the powers conferred under section 13(3)(b) *ibid.* vice Shri Mahesh Chandra, Magistrate, 1st class resigned.

[No. 19|5|G|L&C|56.]

PRITAM SINGH, Under Secy.